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Marc Filigenzi
Alticor, Inc.
7575 Fulton Street, East
Ada, MI 49355

In re Application of	:	
ARGANBRIGHT, Daniel A., et al.	:	
Application No.: 09/914,660	:	
PCT No.: PCT/US00/05074	:	DECISION ON
Int. Filing Date: 29 February 2000	:	
Priority Date: 02 March 1999	:	PETITION UNDER
Attorney Docket No.: BH2090.P1	:	
For: ELECTRONIC COMMERCE	:	37 CFR 1.47(a)
TRANSACTIONS WITHIN A	:	
MARKETING SYSTEM THAT MAY	:	
CONTAIN A MEMBERSHIP	:	
BUYING OPPORTUNITY	:	

This is a decision on applicants' "Renewed Petition Under 37 C.F.R. 1.47(a)" filed in the United States Patent and Trademark Office (USPTO) on 07 June 2002.

BACKGROUND

On 29 February 2000, applicants filed international application PCT/US00/05074, which claimed a priority date of 02 March 1999. A Demand for international preliminary examination, in which the United States was elected, was filed on 18 September 2000, within nineteen months from the priority date. Accordingly, the thirty-month period for paying the basic national fee in the United States expired at midnight on 03 September 2001 (02 September 2001 was a Sunday).

On 31 August 2001, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee.

On 15 October 2001, the USPTO mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, *inter alia*, that an oath or declaration of the inventors in compliance with 37 CFR 1.497(a)-(b) and the surcharge for late filing of the oath or declaration were required.

On 17 December 2001, applicants submitted a petition under 37 CFR 1.47(a), which was accompanied by, *inter alia*, a declaration of inventorship executed by seventeen of nineteen inventors; two statements of facts from Mr. Filigenzi; and copies of letters.

On 16 April 2002, the Office mailed Decision On Petition Under 37 CFR 1.47(a) dismissing applicants' petition without prejudice.

On 07 June 2002, applicants submitted the instant renewed petition accompanied by a new declaration.

DISCUSSION

A petition under 37 CFR 1.47 must be accompanied by: (1) the fee under 37 CFR 1.17(h), (2) proof of pertinent facts, namely that the inventor refuses to sign after being presented with the application papers or cannot be reached after diligent effort, (3) a statement of the last known address of the inventor, and (4) an oath or declaration by the 37 CFR 1.47(a) applicant on behalf of himself or herself and the nonsigning applicant

Items (1), (2) and (3) were previously met.

Item (4) has now been met. The declaration complies with 37 CFR 1.47(a) and 1.497.

CONCLUSION

For the reasons above, the petition under 37 CFR 1.47(a) is **GRANTED**.

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

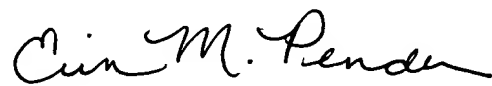
As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the nonsigning inventor at his last known address of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application, including accordation of a 35 U.S.C. date of **07 June 2002**.



Leonard E. Smith
PCT Legal Examiner
PCT Legal Administration



Erin M. Pender
Attorney Advisor
PCT Legal Administration

Telephone: (703) 305-0455
Facsimile: (703) 308-6459